

CITY COMMISSION MINUTES

OCTOBER 12, 2015
REGULAR MEETING

The City Commission of the City of Sanford, Florida, met in Regular Meeting on Monday, October 12, 2015, at 7:00 PM, in the City Commission Chambers, City Hall, 300 North Park Avenue, Sanford, Florida.

Present: Vice Mayor Velma Williams
Commissioner Art Woodruff
Commissioner Randy Jones
Commissioner Patty Mahany
City Manager Norton N. Bonaparte, Jr.
City Attorney William L. Colbert
Deputy City Clerk Traci Houchin, CMC

Absent: Mayor Jeff Triplett
City Clerk Cynthia Porter

CALL TO ORDER:

- 1) Meeting was called to order by Vice Mayor Williams at 7:08 PM.

CEREMONIAL MATTERS:

- 2) Legislative Prayer by Thelma Mike, Good Samaritan for His Glory Ministries, Inc.
- 3) Pledge of Allegiance.
- 4) Presentations, Proclamations and Awards:
 - Presentation by Senator David Simmons – Legislative Update
 - Proclamation – October 18-24 as Florida League of Cities Government Week
 - Presentation of the Police Department's Re-Accreditation Certificate

BUSINESS OF THE COMMISSION:

- 5) Minutes:
September 28, 2015 Work Session and Regular Meeting.

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Commissioner Jones moved to approve the Minutes. Seconded by Commissioner Woodruff and carried by vote of the Commission as follows:

Vice Mayor Williams	Aye
Commissioner Woodruff	Aye
Commissioner Jones	Aye
Commissioner Mahany	Aye

- 6) CONSENT AGENDA: [Commission Memo 15-173]
- A. Approve procurement for the City-wide Alley Rehabilitation Program to Caraway Concrete Construction Inc., in an amount not to exceed \$74,000 and to Ranger Construction Industries in an amount not to exceed \$58,500.
 - B. Approve the blanket purchase order in an amount not to exceed \$85,000 to Ten-8 Fire Equipment for repair and maintenance of Fire/Rescue motor vehicles and apparatus.
 - C. Approve the purchase order to Pace Analytical Services, Inc., for Utility Department laboratory services in an amount not to exceed \$90,000.
 - D. Approve the purchase of liquid oxygen from Air Liquide for Auxiliary Water Treatment Plant #2 in an amount not to exceed \$70,000.
 - E. Approve the special event permit, street closure, noise permit and a waiver of Resolution No. 2009-2139 for 'Chanukah Fest 2015' to be held on December 6, 2015.
 - F. Approve the special event permit, street closures, an alcohol permit and a noise permit for the 'Downtown Sanford Mardi Gras' to be held on February 6, 2016.
 - G. Approve the special event permit, noise permit and a waiver of Resolution No. 2009-

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2139 for 'Dawn to Dusk 12 Hour Challenge' to be held on February 27, 2016.

- H. Approve the special event permit, noise permit, and street closures for 'Jogging for Jenni 5K' to be held on March 5, 2016.
- I. Approve proposed Amendment to the Administrative Services Agreement between the City and Blue Cross and Blue Shield of Florida, Inc.
- J. Approve payment in the amount of \$55,000 to Mr. Joseph Daniel for full and final settlement of his March 24, 2005 work related injury Workers Compensation claim.

Commissioner Woodruff moved to approve the Consent Agenda. Seconded by Commissioner Mahany and carried by a vote of the Commission as follows:

Vice Mayor Williams	Aye
Commissioner Woodruff	Aye
Commissioner Jones	Aye
Commissioner Mahany	Aye

7) PUBLIC HEARINGS:

- A. RE: 12.37 acres at 2901 W. 1st Street; Transit Properties, LLC, owner. [Commission Memo 15-181]

- 1. Second reading of Ordinance No. 4353, to rezone 12.37 acres at 2901 W. 1st Street from RI-1, Restricted Industrial and SR-1A, Single Family Residential to PD, Planned Development; Ad published September 27, 2015.

Commissioner Jones moved to adopt Ordinance No. 4353. Seconded by Commissioner Woodruff and carried by a vote of the Commission as follows:

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Vice Mayor Williams	Aye
Commissioner Woodruff	Aye
Commissioner Jones	Aye
Commissioner Mahany	Aye

2. Consider request for Local Government Contribution for The Point at Sanford Village, a proposed 100 unit apartment project at 2901 W. 1st Street; Picerne Development Corporation of Florida, requestor. (WS 3.C)

This item was withdrawn at the request of the applicant.

- B. Continuation re: Economic Development Commercial Loan subsidy Program; Ads published September 27, 2015. [Commission Memo 15-175]

1. First reading of Ordinance No. 4354, revising and amending City Code, Section 2-369, that created and established the City of Sanford Economic Development Commercial Loan Subsidy Program to be implemented by the Sanford Community Redevelopment Agency.

Commissioner Woodruff moved to continue this item to the Special Meeting to be held on October 19, 2015. Seconded by Commissioner Mahany and carried by vote of the Commission as follows:

Vice Mayor Williams	Aye
Commissioner Woodruff	Aye
Commissioner Jones	Aye
Commissioner Mahany	Aye

2. First reading of Ordinance No. 4355, amending the City Code to repeal Section 2-369, regarding the Economic Development Commercial Loan Subsidy Program.

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Commissioner Woodruff moved to continue this item to the Special Meeting to be held on October 19, 2015. Seconded by Commissioner Jones and carried by vote of the Commission as follows:

Vice Mayor Williams	Aye
Commissioner Woodruff	Aye
Commissioner Jones	Aye
Commissioner Mahany	Aye

8) OTHER ITEMS.

A. Continuation of board appointments. [Commission Memo 15-184]

Firefighters Retirement System Board of Trustees

Commissioner Mahany moved to continue this item. Seconded by Commissioner Jones and carried by a vote of the Commission as follows:

Vice Mayor Williams	Aye
Commissioner Woodruff	Aye
Commissioner Jones	Aye
Commissioner Mahany	Aye

Planning and Zoning Commission

Commissioner Jones moved to appoint Richard Gottfried as the Alternate member to the Planning and Zoning Commission. Seconded by Commissioner Woodruff and carried by vote of the Commission as follows:

Vice Mayor Williams	Aye
Commissioner Woodruff	Aye
Commissioner Jones	Aye
Commissioner Mahany	Aye

B. Regarding ranking of firms for RFQ 14/15-19 for SR 46 Utility Relocations Design Services: [Commission Memo 15-178]

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Option A – waive presentations by firms and approve the ranking of firms designating the firm of ____ as number 1; the firm of ____ as number 2, and the firm of ____ as number 3, and authorize the City Manager to negotiate a contract with the firm(s) in the order of ranking in compliance with the CCNA, and to effect the award by the execution of all documents as required to complete the selection process.

Option B – require staff to schedule presentations to be made to the City Commission by the participating firms with delineation of ranking to be approved by the City Commission at the completion of presentations. At that time, the City Manager will be authorized to negotiate an award in the order of ranking, as required by the CCNA, and to execute all documents as required to complete the selection process.

Commissioner Woodruff moved to approve Option A with the rankings as listed in Commission Memo 15-178: CPH as number 1; Inwood Consulting as number 2; and Chen-Moore as number 3; and to authorize the City Manager to negotiate a contract with the firm(s) in the order of ranking in compliance with the CCNA, and to effect the award by the execution of all documents as required to complete the selection process. Seconded by Commissioner Mahany and carried by vote of the Commission as follows:

Vice Mayor Williams	Aye
Commissioner Woodruff	Aye
Commissioner Jones	Aye
Commissioner Mahany	Aye

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- C. Approve Work Order Change to Littlejohn, Inc., in the amount of \$23,208.51, for additional services provided during the Waterfront Redevelopment Implementation process. [Commission Memo 15-180] (WS 3.A)

Commissioner Woodruff moved to approve this item. Seconded by Commissioner Mahany and carried by vote of the Commission as follows:

Vice Mayor Williams	Aye
Commissioner Woodruff	Aye
Commissioner Jones	Aye
Commissioner Mahany	Aye

- D. Approve Resolution No. 2556, amending the Classification and Pay Plan to deauthorize one Senior Projects Manager position and to authorize one Community Relations and Neighborhood Engagement Director Position in the City Manager's Office. [Commission Memo 15- 179]

Commissioner Woodruff moved to approve Resolution No. 2556. Seconded by Commissioner Mahany and carried by a vote of the Commission as follows:

Vice Mayor Williams	Aye
Commissioner Woodruff	Aye
Commissioner Jones	Aye
Commissioner Mahany	Aye

- 9) CITY ATTORNEY'S REPORT.
- 10) CITY CLERK'S REPORT
- 11) CITY MANAGER'S REPORT.

City Manager Bonaparte said that he has received information from MetroPlan Orlando stating that they will be merging the Orlando Citizen's Advisory Committee and the

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Bicycle & Pedestrian Advisory Committee into one committee to be named the Community Advisory Committee. The City has been asked to make an appointment to fill one seat on the new committee. The City's current appointment on the Orlando Citizen's Advisory Committee is Brady Lessard and he is interested in continuing to serve.

Commissioner Mahany moved to appoint Brady Lessard to the MetroPlan Community Advisory Committee. Seconded by Commissioner Woodruff and carried by a vote of the Commission as follows:

Vice Mayor Williams	Aye
Commissioner Woodruff	Aye
Commissioner Jones	Aye
Commissioner Mahany	Aye

12) CITIZEN PARTICIPATION.

Moire Wisdom, Sanford business owner, suggested that the City look into different ways to increase business in the entertainment district. She said that the City needs a more appealing marketing strategy. One idea that Ms. Wisdom suggested is that the City look at implementing a Solo Cup District. She has researched it in several cities, such as Savannah, Memphis and Milwaukee. This would be in exchange for the cost of street closures and take the burden off the business owner. By purchasing a wrist band, it would provide an opportunity for people to carry an open container among the closed streets during an event. In the event that someone is not wearing the wristband, a fine would be implemented. She also suggested year round lighting on businesses and trees along the entertainment district.

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Greg Pecora, owner of Wops Hops confirmed that the Commission will be discussing the food trucks at the October 26, 2015 Work Session. He also said that he supports Ms. Wisdom's ideas.

Steven Tipstra said that he would like the Commission to consider allowing a Subordination Agreement as he is trying to refinance his business (through the Loan Subsidy Program). City Attorney Colbert advised him that the Commission cannot make a decision tonight. However, the discussion has been continued until October 19, 2015 at 4 PM.

13) CITY COMMISSIONER'S REPORTS.

Commissioner Woodruff asked that the remainder of the funding for Hopper Academy be released.

Commissioner Mahany moved to approve releasing the remainder of the funding for Hopper Academy. Seconded by Commissioner Jones and carried by a vote of the Commission as follows:

Vice Mayor Williams	Aye
Commissioner Woodruff	Abstained
Commissioner Jones	Aye
Commissioner Mahany	Aye

Commissioner Woodruff asked that the cottage house plans be brought back for further discussion at the next Work Session. He also asked Police Chief Smith to provide input on panhandling throughout the City. Chief Smith said that it is a vicious cycle. He said that they arrest those individuals; however, the judiciary system puts them back out onto the streets within a few days of the arrest.

FORM 8B MEMORANDUM OF VOTING CONFLICT FOR COUNTY, MUNICIPAL, AND OTHER LOCAL PUBLIC OFFICERS

LAST NAME—FIRST NAME—MIDDLE NAME <i>Woodard E, Arthur D</i>	NAME OF BOARD, COUNCIL, COMMISSION, AUTHORITY, OR COMMITTEE <i>City of Sanford City Council</i>
MAILING ADDRESS <i>3545 S Mellonville Dr</i>	THE BOARD, COUNCIL, COMMISSION, AUTHORITY OR COMMITTEE ON WHICH I SERVE IS A UNIT OF: <input checked="" type="checkbox"/> CITY <input type="checkbox"/> COUNTY <input type="checkbox"/> OTHER LOCAL AGENCY
CITY <i>Sanford</i> COUNTY <i>Seminole</i>	NAME OF POLITICAL SUBDIVISION: <i>Sanford</i>
DATE ON WHICH VOTE OCCURRED <i>10.12.2015</i>	MY POSITION IS: <input checked="" type="checkbox"/> ELECTIVE <input type="checkbox"/> APPOINTEE

WHO MUST FILE FORM 8B

This form is for use by any person serving at the county, city, or other local level of government on an appointed or elected board, council, commission, authority, or committee. It applies equally to members of advisory and non-advisory bodies who are presented with a voting conflict of interest under Section 112.3143, Florida Statutes.

Your responsibilities under the law when faced with voting on a measure in which you have a conflict of interest will vary greatly depending on whether you hold an elective or appointive position. For this reason, please pay close attention to the instructions on this form before completing the reverse side and filing the form.

INSTRUCTIONS FOR COMPLIANCE WITH SECTION 112.3143, FLORIDA STATUTES

A person holding elective or appointive county, municipal, or other local public office **MUST ABSTAIN** from voting on a measure which inures to his or her special private gain or loss. Each elected or appointed local officer also is prohibited from knowingly voting on a measure which inures to the special gain or loss of a principal (other than a government agency) by whom he or she is retained (including the parent organization or subsidiary of a corporate principal by which he or she is retained); to the special private gain or loss of a relative; or to the special private gain or loss of a business associate. Commissioners of community redevelopment agencies under Sec. 163.356 or 163.357, F.S., and officers of independent special tax districts elected on a one-acre, one-vote basis are not prohibited from voting in that capacity.

For purposes of this law, a "relative" includes only the officer's father, mother, son, daughter, husband, wife, brother, sister, father-in-law, mother-in-law, son-in-law, and daughter-in-law. A "business associate" means any person or entity engaged in or carrying on a business enterprise with the officer as a partner, joint venturer, coowner of property, or corporate shareholder (where the shares of the corporation are not listed on any national or regional stock exchange).

* * * * *

ELECTED OFFICERS:

In addition to abstaining from voting in the situations described above, you must disclose the conflict:

PRIOR TO THE VOTE BEING TAKEN by publicly stating to the assembly the nature of your interest in the measure on which you are abstaining from voting; *and*

WITHIN 15 DAYS AFTER THE VOTE OCCURS by completing and filing this form with the person responsible for recording the minutes of the meeting, who should incorporate the form in the minutes.

* * * * *

APPOINTED OFFICERS:

Although you must abstain from voting in the situations described above, you otherwise may participate in these matters. However, you must disclose the nature of the conflict before making any attempt to influence the decision, whether orally or in writing and whether made by you or at your direction.

IF YOU INTEND TO MAKE ANY ATTEMPT TO INFLUENCE THE DECISION PRIOR TO THE MEETING AT WHICH THE VOTE WILL BE TAKEN:

- You must complete and file this form (before making any attempt to influence the decision) with the person responsible for recording the minutes of the meeting, who will incorporate the form in the minutes. (Continued on other side)

APPOINTED OFFICERS (continued)

- A copy of the form must be provided immediately to the other members of the agency.
- The form must be read publicly at the next meeting after the form is filed.

IF YOU MAKE NO ATTEMPT TO INFLUENCE THE DECISION EXCEPT BY DISCUSSION AT THE MEETING:

- You must disclose orally the nature of your conflict in the measure before participating.
- You must complete the form and file it within 15 days after the vote occurs with the person responsible for recording the minutes of the meeting, who must incorporate the form in the minutes. A copy of the form must be provided immediately to the other members of the agency, and the form must be read publicly at the next meeting after the form is filed.

DISCLOSURE OF LOCAL OFFICER'S INTEREST

I, Art Woodcraft, hereby disclose that on Oct 12, 20 15:

(a) A measure came or will come before my agency which (check one)

- ☒ inured to my special private gain or loss;
- ☐ inured to the special gain or loss of my business associate, _____;
- ☐ inured to the special gain or loss of my relative, _____;
- ☐ inured to the special gain or loss of _____, by
whom I am retained; or
- ☐ inured to the special gain or loss of _____, which
is the parent organization or subsidiary of a principal which has retained me.

(b) The measure before my agency and the nature of my conflicting interest in the measure is as follows:

*Release of previously approved funding
for the Community Improvement Association
of Seminole County, Inc (Hopper Academy)
of which I am a board member and
great administrator.*

Oct 19, 2015
Date Filed

Art Woodcraft
Signature

NOTICE: UNDER PROVISIONS OF FLORIDA STATUTES §112.317, A FAILURE TO MAKE ANY REQUIRED DISCLOSURE CONSTITUTES GROUNDS FOR AND MAY BE PUNISHED BY ONE OR MORE OF THE FOLLOWING: IMPEACHMENT, REMOVAL OR SUSPENSION FROM OFFICE OR EMPLOYMENT, DEMOTION, REDUCTION IN SALARY, REPRIMAND, OR A CIVIL PENALTY NOT TO EXCEED \$10,000.

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There being no further business, the meeting was adjourned at 8:58 PM.



Mayor Jeff Triplett

Attest:



City Clerk

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